#### THE OREGON CASE.

A NEW-YORK PRECEDENT. DECISION OF THE COURT OF APPEALS RENDERED IN

1872-THE ELECTION OF AN INELIGIBLE CANDI-DATE NULL AND VOID-BUT A MINORITY CANDI-DATE DOES NOT THEREBY SECURE AN ELECTION. In an article in yesterday's TRIBUNE on the technical questions involved in the controversy over the electoral vote of Oregon, it was stated that the Court of Appeals in this State had decided that an ineligible candidate, who had received a majority of the vote cast, was not elected; that there was no election; that a minority candidate had no title to the office; and that the office was vacant. The details of this decision, which are given below, show

that this precedent is a very strong one. Clute was a Supervisor of Schenectady, and under the law could not be elected Superintendent of the Poor while retaining the first office. Nevertheless he ran for the office, and received 2,448 votes to 2,228 for Furman, thus having a majority of 226. Furman brought suit to be declared in office. The Special Term of the Supreme Court decided that the election was void, and that neither Clute nor Furman had any right to the office; Clute because he was ineligible, and Furman because he had not a majority of the votes. The General Term, on appeal, decided that Furman was entitled to the office, as the votes for Clute must be treated as nullities. The case was taken to the Court of Appeals. All the judges concurred, and Judge Folger gave the decision. decision was that Clute was clearly ineligible, "They who, knowing that a person is meligible to office by reason of any disqualification, persistently give their ballots for him, do throw away their votes, and are to be held as meaning not to vote for any one for that office. . . There may be notice of the disqualifying fact and of the legal effect of it given so directly to the voter as that he shall be charged with actual notice of the disqualifying fact and of the legal effect of it, given so directly to the voter as that he shall be charged with actual knowledge of the disqualification." The fact may be so notorious that his knowledge may be presumed, but "not only must the fact which disqualifies be known, but also the rule or enactment of law which makes the fact thus effectual."

On page 465 of the report (50 N. Y.) Judge Folger cites many American authorities (13 Cal. 145; 1 Wis. 112; 14 Wis. 49) and text books to the effect that unless the votes for the ineligible person are in themselves void, the effect is not to give the office to the qualified person having the next highest number of votes. Judge Folger says: "To state a truism, our theory of government by the people is upon the assumption that the people as a whole are intelligent of their rights and interests, and are honestly and earnestly concerned in the due and wise administration of affairs and zealously alive to the need of good and fitting men in the various places of public trust, and hold in high esteem the privilege of suffrage and are unready to pretermit its exercise or to exercise it meaninglessly. It is much to presume with this as our starting point, that any considerable body of electors will purposely so exercise their right of electing to office as that it shall be but an empty form, and that going through with the outward signs of an election they will of intent so cast their ballots as that they will be votes wasted."

The logic of this decision is that if the majority deliberately throw away their votes on an ineligible candidate, the minority candidate will be elected; but if the majority, through ignorance of the law or of the fact, vote for an ineligible candidate, there will be no election, and the candidate who has the next highest number of votes will not be elected.

#### WATTS'S RE-ELECTION LEGAL.

OPINION OF THE HON. E. W. STOUGHTON. A reporter of THE TRIBUNE called upon the Hon. E. W. Stoughton to learn his opinion of the action of the Governor of Oregon in issuing a certificate of election to one of the Democratic electors. He said he had only returned from Louisiana the evening before, and had not been able to devote any time to an investigation of the subject, owing to the amount of business which had accumulated during his absence. He said that the filling of vacancies of Presidential electors was provided for by statute, and the courts had so frequently rendered a decision upon the question that the precedent established was to fill all vacancies in the Electoral College after its organization. He could not concede the right of the Governor, upon the disqualification of one of the electors, to issue a certificate to one of the Democratic electors, none of whom were elected. He saw an act of trickery in issuing the three certificates to the Democrati elector, instead of qualifying the two Republican electors whom he had acknowledged were elected. The reelection of Mr. Watts was perhaps imprudent but perfectly legal. The real question at issue was the provisions of the Constitution which disissue was the provisions of the Constitution which are qualified an elector who happened to hold a position of frust or emolument under the Government. It was a technical disqualification, which was framed in the Constitution when there were no party conventions held for the nomination of President and Vice-President, and when the electors were chosen to meet in an electoral college to use their own discretion with regard to party, in the selection and election of persons to fill the Executive offices, and the qualification section was luserted so that the elector would not be influenced by his relation to the Government. Mr. Stoughton thought that, as at the present, electors were not supposed to exercise any discretion in the choice of candidates, it was a very weak defense to take up the question of disqualification.

#### NO IRREGULARITY.

CONFLICT IN COURT DECISIONS-WHO IS TO ASSUME AUTHORITY-HORNS OF THE DILEMMA-THROW-ING OUT VOTES.

To the Editor of The Tribune. prima facie majority of the Electoral College ! There seems to be no "irregularity" in the action of the Governor of Oregon. The votes, so far as appears from the dispatches this morning, were canvassed by the Secretary of State as by the law provided, in the presence of the Governor. There is enough conflict in the decisions of English and American courts to make it a question whether the vote for an ineligible candidate renders the election void or elects the opposing candidate. The Governor and Seccretary of State decided to declare in tayor of one Democratic and two Republican electors, and their votes, under the broad seal of the State, have been forwarded to Washington. Of course this is in opposition to
the expressed will of the people, who have pronounced at
the polls for a solid Republican delegation. But the three men whom the people thought they had chosen have no regular official certificates, and "what are we going to do about it ?" Who is to assume the authority of substituting the vote which is admitted to be the honest expression of the majority in Oregon for the divided vote which comes before Congress under the sanction of legal

which comes before Congress under the sanction of legal and constitutional formality? Certainly not the President of the Senate if his duties are purely ministerial. There is ample Republican precedent to warrant Congress in going behind a vote that is, on its face, official and deciding as to its "regularity." Even if the famous 22d Joint Rule is not in force, the fact that Congress assumed to pass such a rule shows what powers were asserted to be in the possession of Congress.

And now this is the dileuma: If Congress accepts the "efficial" vote without claiming any right to go behind such vote, Mr. Tilden is President. If Congress does claim the right of passing upon the validity or equity of an "official" vote from one State it admits the right to revise the returns from Louisiana, and this privilege the Democratic House would not be inclined to waive. Again, if the case is taken into the Oregon courts and there decided in favor of the three Republican electors, and if Congress is called upon to accept as final the decision of these courts, the Democracy will be prepared to checkmate this move with a convenient decision of the sourts of South Carolina.

If the vote of any Starte is thrown out altogether, it will

eheckmate this move with a convenient decision of the courts of South Carolina.

If the vote of any State is thrown out altogether, it will be an interesting question whether a "majority of the electors" means a majority of those recognized and counted, or a majority of the full college. Finally, as votes have been cast for only two candidates, would it be competent for the House to elect t—since the contingency contemplated in 4be Twelfth Amendment evidently presupposes a failure to elect when there are three or more candidates.

New-York, Dec. 7, 1876.

#### JOHN KELLY IN OFFICE.

Controller Kelly received a large number of HIS COURSE GENERALLY APPROVED BY THE BETvisitors yesterday. The halls and passage-ways leading to the Controller's office in the New Court-house were filled with laborers and other persons auxiously waiting for news from the inner offices as to the new Controller's intentions concerning appointments to office. Many were surprised that the change in the head of the department had been made so quietly. The advice of the counsel of Mr. Green that he should resist Mr. Kelly sel of Mr. Green that he should reast air. Kelly had led to a belief that there would be serious trouble. Mayor Wickham in the afternoon had a long conference with Mr. Kelly, and afterward consulted with the City Auditor. The Commissioners of Accounts early in the day began the investigation of the records and securities of the Finunce Department, and were busy until 4 o'clock examining vouchers and warrants. It was unferstood that very few changes in the officers of the topartment would be made until the end of the year. All the clerks were in attendance, except Mr. Whittemore and Mr. McCormack, who resigned on Thursday.

#### POSTSCRIPT.

3:30 a. m.

LATEST FOREIGN NEWS.

THE EASTERN QUESTION. TURKISH MILITARY PRECAUTIONS.

LONDON, Saturday, Dec. 9, 1876. A Vienna telegram says that an interview will take place on the borders of Roumania between Prince Charles and the Czarewitch. The Greek Government has declined the services of many Greek residents of Russia, who have offered through consuls to return to Greece in order to fight against the Turks.

The Turkish commanders of the Danube forfresses have been ordered to lay in eight months' provisions. The inhabitants of Rutschuk have been called upon to receive 30,000 Asiatic troops.

RUSSIA'S PROGRAMME ELABORATED.

The Times's correspondent telegraphs from Vienna that while Russia on one hand does everything to dispel any doubt which may still exist about her firm resolution to have occupation accomplished in some form, and if necessary, to undertake it alone, she endeavors, on the other hand, to remove any suspicion respecting her ulterior designs. The assurances that she does not intend to effect any territorial changes have quite lately been repeated in Vienna in the most positive manner. It seems such declaration is to be given even in a more sol-

repeated in vienna in the most positive manner. To seems such declaration is to be given even in a more solumn form.

The same correspondent gives further details of the proclamation about to be issued to the Bulgarians. He says it will disclaim all idea of curtailing the sovereignty of the Sulian or violating the integrity of the Ottoman Empire. It will point out that fulfillment of the obligation to ameliorate the condition of the Christians does not imply any hestile designs against Turkey. Rossia bas, on the contrary, undertaken a mission of peace. Size will not consider herself at war with Turkey unless the latter forcibly opposes occupation. An Imperial ukase has already been published, according to which, if a Russian army occupies a friendly State, such as Rommania or Servia, the Civil Commissioner attached to the army is immediately to put himself in communication with the authorities and perform everything needed through their intervention. If Russia occupies the territory of an enemy, the Commander-in-Chief will appoint a Governor, who will immediately take charge of the province.

There are grounds to believe that Russia recently renewed her invitation to Austria to occupy. Bosula and Herzegovina, but has been unable to obtain a satisfactory answer. In the face of Russia's positive assurances that she has no ulterior designs, Austria may not feel called upon to oppose the occupation of Bulgaria, which lies beyond the immediate line of Austrian interests; and there is even loss cause for her cooperating with Russia by occupying Bosula and Herzegovina, which might only extend the theater of war.

THE FRENCH MINISTERIAL CRISIS.

LONDON, Saturday, Dec. 9, 1876.

A special dispatch to The Times, dated Paris, midnight, says the following list of members of a new Cabinet is

Dufaure, President of the Council and Minister of Wor-ship; M. Bardoux, Keeper of Seals; M. Jules Simon, Minister of Interior; the other heads of departments un-changed. This gives the Ministries of the Interior and Justice to the pure Left. Fie question is whether Presi-dent MacMahon will accept this list, to which the major-ity of the Left consent. sirculating here to-night:

EVIDENCE IN THE LORD CASE.

SEVERE ATTACK ON THE ATTORNEY-GENERAL BY MR. PECKHAM-MOTION TO DISMISS HIS EVI-

[BY TELEGRAPH TO THE TRIBUNE.] ALBANY, Dec. S .- In the Lord canal suit today, Mr. Peckhan, of counsel for the defendant moved to strike out the evidence of the Attorney-General as irrelevant and incompetent. Decision was reserved. Nathan Ackley was called as a witness for the defense,

and at the conclusion of his evidence Mr. Peckham moved to dismiss the complaint. Mr. Peckham, in support of his motion to throw out the Attorney-General's evidence, made a severe attack on that official, the severity of which has been the subject of general discussion among the whole bar of the city. He claimed that the Attorney-General had detailed on the witness stand a private conversation which he had had with Jarvis Lord, in which he obtained admissions of guilt by making false statements of testimony by George

D. Lord before an investigating committee, Mr. Peckham proceeded as follows:

That the man who stards presumably at the head of the profession in this State; that the man who is supposed to give to all other members in this State of our profession an example of high integrity and high honor; that the man who is presumably of untarnished reputation and of sterling integrity should so far lorget himself as to come upon the stand, under the circumstances that have been detailed here, and at that time give to this jury, as the only evidence upon which this action is to stand or fall, an admission obtained from this gentleman by what appears to be from his own evidence an inqualified and substantial falsehood—f say such an exhibition has never been made by any member of the bar within my knowledge or within my hearing as has been made by the honorable gentleman who occupies the position of first law officer of the Empire State.

The affair creates considerable comment, as Mr. Peck.

The affair creates considerable comment, as Mr. Peckham and Mr. Fairchild have heretofore been considered good friends. Mr. Peckham presented Mr. Fairchild for mination as Attorney-General at the State Convention

SENATOR CONKLING'S POSITION.

HIS ILLNESS THE CAUSE OF HIS SILENCE, BY TELEGRAPH TO THE TRIBUNE.

WASHINGTON, Dec. 8 .- Among the many queer outgrowths of the prevalent political excitement is a story in reference to Senator Conking which has been affoat for two or three days, disturbing the serenity of a number of his party friends. It is to the effect that he is preparing to cut loose from the Republican organization and to oppose the counting of the votes of the disputed Southern States. The only foundation for this extraordinary story is the fact that the Sen-ator when asked a few days ago for his views on the situation replied that he had been suffering severely from illness and was not yet free from pain, and that he had not felt in a condition to give SIR: Is it not true that Mr. Tilden holds a the subject any careful consideration. Mr. Conkling's record and habits of thought furnish not the slightest foundation for the supposition that he contemplates de sertion from his party. In fact he is almost the last man in the Senate who would be selected as the probable hero of such a role as this rumor has marked out for him to

NOT A CANDIDATE FOR STATE CONTROLLER. [BY TELEGRAPH TO THE TRIBUNE.]

Albany, Dec. 8 .- Mr. Apgar, upon being questioned concerning the report of his probable ap-pointment as Controller, states that he has no knowledge

NATIONAL BASE BALL LEAGUE.

CLEVELAND, Ohio, Dec. 8.-The National Base Ball League closed its sessions to-day. W. A. Hulburt of Chicago was elected President for the ensuing year, and N. E. Young of Washington, Secretary. The league declared that umpires be chosen as follows: Three men to be named in each city, and an umpire for any given game to be chosen by lot from them just be-fore the game. Cleveland was selected as the next place of meeting.

THEATER BURNED IN ALBANY. ALBANY, N. Y., Dec. 8 .- A fire broke out in the Adelphi Theater this morning at 7:45 o'clock, and the flames secured such headway that the entire luterior of the building was consumed. The loss is about \$5,000;

PROBABLE CONTEST FOR A SEAT IN CONGRESS. Bosrox, Dec. 8.-It is reported that the Hon. Benjamin Dean, the Democratic candidate for Congress in the IIId District, will contest the seat with Mr. Field, the Republican caudidate.

THE MISSOURI VOTE.

St. Louis, Mo., Dec. 8.-The official vote on the State ticket is being counted at Jefferson City to-day. The vote for Phelps (Dow.) for Governor, is 199,580; and for Finkelnburg (Rep.), 147,694. Phelps's majority, 51,886.

MORRISSEY DECLARES BETS OFF.

TING MEN-NEARLY \$100,000 REFUNDED YES-TERDAY.

John Morrissey's announcement that all pools etauding on his books on the result of the Presidential and the girl enter the room; then he fired six shots in rapid succession at her, all taking effect and four of tickets, has been received with general favor by the betting men. Mr. Morrissey said that the complications daily arising in regard to the electoral vote made it certain that no immediate decision would be reached, and it was equally certain that whichever party succeeded the other would not concede the fairness of the result. He would have made the announcement some time ago could he have done so with the appearance of impartiality; but there had been no time, since his offer to refund the stakes by mutual consent of election were "off," and that all moneys in his

those desiring to withdraw bets, until the Oregon contest arose, when the Hayes men would have been satisfied with this arrangement. Neither side was confident of the final result now, and the heaviest betters on both candi-dates concurred in his view of the matter. Mr. Morrissey's clerks were kept busy during the day, and until 9 o'clock last night, in paying those who applied for the money. The applicants were nearly all among the heaviest investors in pools, and held tickets calling for sums of \$500 and upward. The largest amount drawn out by one person was \$7,500, which had been wagered on Tilden. The Hayes and Tilden men were about equal in number, and were equally positive that their favorite had fairly won. Some of them insisted that the bets should have been paid to them, and accepted their money, less the stakeholder's commission, under protest. In general, however, the decision was thought to be just to all. The amount refunded yesterday reached mearly \$100,000. A number of the larger bets were withdrawn by mutual consent, under the arrangement previously made by Mr. Morrissey, but it is probable that more than \$500,000 still remain in his hands. heaviest investors in pools, and held tickets calling

remain in his hands.

It is undertood that at the other pool-rooms bets will also be declared "off," A meeting of the ticket-holders in Johnson's pools will be held on Tuesday, at which the course to be pursued will be determined upon. It is believed that a large majority prefer to withdraw their money.

HOME NEWS.

THERMOMETER YESTERDAY AT HUDNUTS. IN BROADWAY. 9 a. ni., 31°. Noon, 35°. J n. m., 43°. Midnight, 37'. Highest during the day, 43°. Lowest, 31° Average, 35°4°. Same day, 1875, 36°4°.

PROMINENT ARRIVALS

PROMINENT ARRIVALS

Finance Minister of Canada; Col. It. S. McComb of Delaware, and M. E. Ingalls, Prevident of the Indianapolia, Cincinnati and M. E. Ingalls, Prevident of the Indianapolia, Cincinnati and Lafayette Reliroad Company. Motel Bruaswick—Visand Lafayette Reliroad Company. Motel Bruaswick—Visand Lafayette Reliroad Company. M. P. per of Bordeaux. Astor House—Samuel Davenport, Centennial Commissioner for South Australia, and Capt. George M. Ransom, U. S. Navy. Windsor Hotel—Congressman Beauma A. Willia of New. York, and ex. Gov. John W. Stewart Connecticut and Pierre Hotel—Col. Francis B. Loomis of Vermont. Memorie Hotel—Col. Francis B. Loomis of Contennial Commission. St. Nicholas Hotel—Philippe (da Centennial Commission. St. Nicholas Hotel—Philippe (da Motta, Brazima Commissioner of Education. Megman House—E. S. Cleveland of Hartford.

NEW-YORK CITY.

Waliace Bruce will deliver a lecture this evenng before the Teachers' Associa Robert Burns."

At the Gold Room yesterday the price of gold fell to 107%, the lowest point reached since the war, except in November, 1873, when it sold at 106%. The second annual Hebrew charity ball will be held Dec. 21 at the Academy of Music. Thirte thousand dollars was realized last year.

The steamboat Thomas Cornell will make er last trip for the season to Klagston, Poughkeepsic, ewburgh, West Point, and intermediate landings to-The New-York Bible Society distributed, by

gift and sale, during November 5,569 Bibles and Testaments among 3,341 families, 214 vessels, and 5,676 emigrants at Castle Garden. The schooner Niagara, with a deck load of iron, was capsized vesterday morning of Pter No. 2. North River. Later in the day the tug-soat Jacob Sin nickson towed her on the flats at Red Hook Point.

The feast of the Immaculate Conception, the atronal featival of the Catholic Charch in America, was elebrated with much ceremony yesterday, the altars isolicated to the Virgin in the various churches being cautifully decorated and lighted. The Board of Managers of the American

The Policy and on Thursday at the Bible House, Associable Society and to Thursday at the Bible House, Associate. Copies of the new publications of the society date. Copies of the new publications of the society of the Alband Line copies of Scripture issued, 48,130. Henry W. Lockwood & Co., dealers in hides and leather at First-ave, and Fosts-eixth-st, have been adjudicated bankrupts on the petitions of five creditors. The habilities amount to about \$60,000. The largest creditors are M. W. Thompson, \$14,250, and J. B. Hoyt & Co., \$5,338-59.

At a meeting of the Police Board yesterday be captains of the Nuctee ath, Twentieth, and Twenty-rat Precincis were ordered hereafter to sens all victims accidents, &c., to St. Luke's Hespital. Thomas J. Sultan, Frank Gunn, Robert Walsh, and Arlemus Noble or appointed to the force. Officer McMahon of the souted Squad was dismissed. The Executive Committee of the National

ed of Fire Underwriters closed a 180 days' season; it eity yesterday, at which all the members were pre-except L. J. Hendee of Harrierd and William 6, sell of Palladelphia. The members present were in ref sustaining the National Bours' and its managers eir present action in regard to the English compa-that withdrew. The Board of Managers of the Produce Ex-

anal legislation; to confer with like commercial organizations relative to the use of the their commercial organizations relative to the use of the stat Kanlond for freight purposes. The resignation of secting C. Martin as Secretary of the Board and of the Exchange was accepted. Officer Quintard of the Bloomingdale Police Officer Quintaria of the boolings of water in a four-story unoccupied brown-stone house at One-hundred-nni-flirry-third-st, and Sixth-ave. On entering the house it was found that the crotton water had frozen in the pipes, which had burst, and the water had flooded the house, damaging the waits to the extent of 8600. The water was finally cut off in the service pipe from the house, and the flow was stopped.

Burglars attempted to break into the store Shirzian's attempted to oreak into the store of Heliman & Herman, dealers in shies and formisating goods at Nos. 219 and 221 Churchest, on Thursday might, Capi. Caffrey and betective Hagon found the lock cut off as if by a sharp instrument, but nothing was disturbed in the store. The object of the burgians was to remove the lock, enter and replace it with a dumay beek, but in their engerness they broke the eye through which the lock was passed over the busp, and secup at once that it could not escape observation fled, taking their tools with them.

News was received in this city yesterday from the Signal Service observer at Cape Henry that the schooner Fannie K. Shaw, Capt. Bulane, from St. Marys, Ga., with lumber for Halthmere, ran assore opposite the station at Cape Henry at 7 p. m. Thorsony. The crew, consisting of cight men, were all safe, and assistance had been sent for. It was also reported yesterday that the schooner Julia R. Floyd, from Georgetown, S. C., for tols port, with navai stores, had gone ashore on Hatteras teach.

Beach.

THE TRIBUNE on Nov. 7 called attention to the extreme destitution of the McKettrick tamily at No. 429 West Fifty-fourthest. They have three small children, and have been living on the charity of the negabors and the scanty caranings of the wife for several moutts. The busband is a plano-maker, and they came to this country from England about a year ago. He was taken sick shortly after their arrival here, and has been mable to de any work since. The English Consent has succeeded in getting their passage money to England greatly reduced, and only \$20 is now lanking to complete the amount necessary to send them home.

Cant. McCullagh and Roundsman Creeden of

Capt. McCullagh and Roundsman Creeden of Capt. McCullagh and Roundsman Creeden of the Fith Street Police Station has night made a descent upon the house at No. 116. East Eleventhest, the second floor of which has recently been fitted up as a panel-house. They found a weil-furnished room containing a bedstead, bureau, and other furniture. The doors were provided with panels which opeaed in such a manner that clothing lying upon a chair year the panels could be rifled at leasure. The panels were not visible from the bed, as they were concealed by the high headboard. Too person who owned the furniture had evidently been in possession only a short time. The officers waited for them to appear, but they had taken the alarm and mited to come near the house. The furniture was taken to the police station.

BROOKLYN.

The body of Charles Schmidt of No. 229 hold-st., Brooklyn, who died of poison, was taken to the torque last night. The 5th Brigade, National Guard, will join

in the military escort that is to accompany the funeral procession of the unrecognized and friendless victims of the disaster in Brooklyn to-day. The line will form at Schermerhorn-st, and Flatbush-ave. NEWARK.

Reuben Roe, who has been in the County Action 1 Nov. Who has been in the County Jail for several months as a witness, and as an accessory to the murder of Policeman Brock, was released on \$1,000 batt on Thursday. It was at his house the black bug car-ried from Mr. Bedell's house by the murderers was found.

ARREST OF CALIFORNIA CRIMINALS.

There is now in the Police Central Office in Mulberry-st, a Frenchman who gives the name of Arthur P. Devere, but whose real name is Ernest Gerard. He is charged with murdering a young girl in McNamara's hotel, in San Miguel, a town 156 miles from San Francisco, on the 14th of last Sep ember. The prisoner was arrested by Central Office detectives yesterday morning at No. 158 Wooster-st., where he has been staying for the past two weeks. It appears from the affidavit which is made by the complainant, Capt. Lees of San Francisco, that Jennie Bonnett, the murdered girl, left San Francisco in company with a young friend named Blanche Bemeau by the Southern Pacific Railway for Sau Miguel. On their arrival they repaired to McNa mara's Hotel, and there, as a frolie, Miss Bennett dressed herself in men's costume and promenaded the streets with her companion. Meanwhile Gerard, who was a lover of Miss Bemeau, hearing that she had gone to San Miguel, in a fit of jealousy, followed in the next train, and arrived just in time to see the girl entering the hotel with a strange man. The excitable Frenchman was maddened at the sight, and, stationing himself outside the house, watched the window of the room which he learned the couple had engaged. He saw the young man remove his coat and the girl enter the room; then he fired six shots in

swer to the dispatch sent to San Francisco announcing their capture.

It is told for a fact that a little flaxen-haired boy of 5 years, who had passed the afternoon at the Boston Art Museum, looking up in his mother's face, said: " If all the mammas, when they die, turn into mummites, do all the papas turn into pupples !"

LUNDBORG'S CALIFORNIA WATER for the toilet

A THOROUGHLY RELIABLE SPECIFIC for the nausea of pregnant women is Milk or Magnesia, which is smooth and pleasant to the taste. THE BREATH IS RENDERED OFFENSIVE

cause and effect. KNOX! KNOX! KNOX! KNOX'S HATS! KNOX'S

Fuss! in great variety for ladies and gentlemen. Late importations of English hats and umbrellas and Scotch caps. 212 Broadway and Fifth Avenue Hotel.

ALL KINDS TABLE CUTLERY made by NEW-YORK TUMOR DISPENSARY, 101 East Thirtieth.st., corner Fourth.ave. Open daily from 9 a. m. to 12 m., Sundays excepted.

Open can't rome a a.m. to 12 m, standard and the price, and wishing to meet the disposition for cheapness which leads so many to lose their money Edity, in the different attractive styles, made by machinery, with triding cost for the labor, at or nearly an of the brass trash, which is always sold at a profit of 400 or 500 per cent. F. J. NASH, 7el Isroadway, up stairs, opposite A. T. Stewart's.

NERVOUS DEBILITY, Impotence, Weakness of the Organs of Generation, Involuntary Losses, &c., radically cured by WINCHESTER'S SPECIFIC FILL. This famous Remedy is purely operatible, contains nothing injurious, and has been tested for 30 years with perfect success, TWO to 81X hoxes are usually sufficient to effect a thorough cure. \$1 per box; six boxes, \$5; by mail, securely sealed, with full directions. Prepared only by WINCHESTER & Co., Chemists, 36 John St., New York.

STRICTURE, Impotence, and Diseases of the Generative Organs radically and speedily cured. HENRY A. DANIELS. M. D., 144 Lexington ave. Office hours 8 to 3.

#### HOLIDAYS.

### TIFFANY & CO.

UNION SQUARE.

Invite attention to their stock of Useful Articles suitable for Gifts, such as Ivory Brushes, Nail Boxes, Jewel, Writing, and Dressing Cases, Gentlemen's Shaving Sets, Ladies' Toilet Sets, and Silver Articles appropriate for Children, in very great variety.

#### STARR & MARCUS,

22 JOHN-ST. (UP STAIRS),

Offer to Holiday Purchasers unusually full collections of Rich Jewels in Diamonds and other precious stones; Pearls and Stone Cameos; Gold Jewelry of new and tasteful designs prepared for the present season; Bronzes, Clocks, and Household Ornaments in great variety, of latest importation.

### HAZELTON PIANO TRIUMPHANT

Excelsior ! AT THE GREAT INTERNA-1876. OFFICIAL.

Grand, Square, and Upright

#### PIANO-FORTES HAZELTON BROTHERS,

ELASTIC TOUCH! SINGING QUALITY!

DELICACY AND POWER OF TONE!
WITH HIGHEST EXCELLENCE OF WORKMANSHIP.
The above embrace all the qualities of a first class Piano-Forte. Reports Signed by all the Judges.

Warerooms: 34 and 36 University-place.

## CALLS ATTENTION TO HIS LARGE AND

ELEGANT STOCK OF

## FURNITURE

AT MANUFACTURERS' PRICES. WAREROOMS AND FACTORY,

Nos. 96 and 98 East Houston-st.

### REYNIER'S

FRENCH DOGSKIN GLOVES

for gentlemen are the best, because they are perfect in fit and give solid, good wear. Each genuine pair must bear the stamp REYNIER. For sale in all Gents' Furnishing Departments.

#### ANTIQUE BRASS SCONCES, MIRRORS, CANDLESTICKS, FLOWER STANDS, TOILET STANDS, SMOKERS' SETS, ASH RECEIVERS, PHOTOGRAPH FRAMES, INKSTANDS, BELLS,

w and attractive assortment of above goods just receive SCHUYLER, HARTLEY & GRAHAM, 20 and 22 John-st. and 19 Maiden-lane

MANICH Grand, Square and Upright PIANO-FORTES.

Nos. 241 & 243 East 23d-st. Highest Award at the Centennial Exhibition.

## Gorham & Co.,

Silversmiths, Union-square.

Have now on exhibition for a few days their entire

CENTENNIAL SILVER EXHIBIT, including the

## "Century Vase,"

The Fine Plated "Dowager" Dinner, Dessert, and Tea Set. The Company will also display

The public are cordially invited to inspect these several works of art.

OPEN EVENINGS.

#### WILLIAM SCHAUS, 749 BROADWAY,

Call special attention to their unsually attractive exhibition of Artistic Presents for the Holidays, comprising a rare collection of Modern Paintings and Drawings, all the latest Engravings tastefully tramed, Easels, Portfolio Stands, and a great variety of Oil and Water-Color

Boxes.

#### KNABE HIGHEST CENTENNIAL AWARD

Diploma of Honor and Medal of Merit. By the system of awards adopted, Pianos of all grades re-ceived medals of precisely the same character, but the true test of ment appears only in the reports of the judges accom-panying the medals. The judges found in the Knabe Pianos

The Best Exponents of the Art of Piano-Making, THE LEADING POSITION,

All the Requisites of a Perfect Instrument in the Highest Degree: ER, RICHNESS, AND SINGING QUALITY OF E, EASE AND ELASTICITY OF TOUCH, EFFECT (ESS OF ACTION, SOLIDITY AND ORIGINALITY ONSTITUCTION, EXCELLENCE OF WORKMAN ON ALL FOUR STYLES,

Concert Grands, Parlor Grands, Square and Upright Pianos. Wm. Knabe & Co., Baltimore & New-York No. 112 Fifth-ave., New-York.

#### RADWAY'S READY RELIEF CURES THE WORST PAINS

In from One to Twenty Minutes. NOT ONE HOUR

after reading this advertisement need any one SUFFER WITH PAIN. RADWAY'S READY RELIEF IS A CURE FOR EVERY PAIN. It was the first and is The Only Pain Remedy

that instantly stops the most excrue ating pairs, all finamuations, and cures Congestions, whether of the Stomach, Bowels or other glands or organs, by one tion.

IN FROM ONE TO TWENTY MINUTES, no matter how violent or excruciating the pain the RHEU-MATIC, Bod-ridden, Indian, Crippled, Nervous, Neuralgic, or prostrated with disease may suffer,

RADWAY'S READY RELIEF

WILL AFFORD INSTANT EASE.
INFLAMMATION OF THE KIDNEYS.
INFLAMMATION OF THE BLADDER,
INFLAMMATION OF THE BLADDER,
INFLAMMATION OF THE BLADDER,
INFLAMMATION OF THE LUNGS,
SORE THROAT, DIFFICULT BREATHING,
FALPITATION OF THE HEART,
HYSTERICS, CROUP, DIPHTHERIA,
CATARRH, INFLUENZA, HEADACHE, TOOTHACHE, NEURALGIA, RHEUMATISM, COLD CHILLS, AGUE CHILLS,
CHILLS, AGUE CHILLS,
The application of the Ready Relief to the part or parts
where the pain or difficulty exists will afford case and comfort.
Thirty to sixty drops in half a tumbler of water will infew moments care channers, Parsins, Sourk Stonager,
HEARTBURN, SICK HEADACHE, DIARRHEA, DYSENTERLY, COLIC, WIND IN THE BOWELS, and all INTERNAL PAINS.
Travelers should always carry a bottle of Radways
Rea-'y Relief with them, A few drops in water will prevont
sickness or pains from change of water. It is better than
French Brandy or Bitlers as a stimulant.

FEVER AND AGUE.

FEVER AND AGUE circle for fifty cents. There is not a remedial agent in this world that will cure Fever and Ague, and all other Malarious, Billiers, Scarriet, Typheid, Yellow, and other Fevers (aided by RADWAY'S FILLS) so quick as RADWAY'S EEADY RELIEF. Fifty cents per bottle.

DR. RADWAY'S REGULATING PILLS,

Perfectly tasteless, elegantly coated, for the cure of all dis-ders of the stomach, liver, bowels, kidneys, bladder, nervous iseases, headache, constitution, controness, indirection, dys-gesta, pilloisness, billous fever, inflammation of the bowels, dies, and all derangements of the internal viscers. Warranted actient a mailtips cure. o effect a positive cure. PRICE 25 CENTS PER BOX. SOLD BY DRUGGISTS.

#### DR. RADWAY'S Sarsaparillian Resolvent, THE GREAT BLOOD PURIFIER,

FOR THE CURE OF CHRONIC DISEASE, SCROFULA OR SYPHILITIC, HEREDITARY OR

SCROFULA OR SYPHILITIC, HEREDITARY OR CONTAGIOUS,
BE IT SEATED IN THE
Lungs or Stomach, Skin or Bones, Flesh or Nerves,
CORRUPTING THE SOLIDS AND VITIATING THE
FLUIDS.
Chronic Rheumatism, Scrofula, Glandular Swelling, Hacking Dry Cough, Cancerous Affections, Syphilitic Councilaits,
Biecoling of the Lungs, Dysnepaia, Water Brash. The Deloreux,
White Swellings, Tumors, Ulcers, Sain and Hip Diseases,
Mercurial Diseases, Female Compilaints, Gont, Propsy, Rickets, Sait Rheum, Bronchitis, Consumption, Kidney, Bladder,
Liver Compilaits, &c. PRICE \$1 PER BOTTLE. DR. RADWAY & Co., 32 WARREN-ST., N. Y.

> COLGATE & CO. OFFER AS SUITABLE FOR

## An attractive assortment of

FINE PERFUMERY and TOILET SOAPS, in elegant imported boxes, at their retail store, No. 1,155 BROADWAY. near 27th-st. Open evenings during December.

FOR BREAKFAST. CHOCOLAT-MENIER.

FOR LUNCHEON.

Awarded 4 Medals and the Righest Diplomas at the Centennial Exhibition; also, 19 Prize Medals from the World's Exhibitions. The largest Chocolate Factory in the World's Exhibitions. The largest Chocolate Factory in the World. ANNUAL CONSUMPTION EXCEEDS 17,000,000 POUNDS. Sold by Grocers, Drugists and Confectioners. Factories, Paris and London; New York Depot, No. 7 Clinton place. SILVER-PLATED WARE.

# DOUBLE VICTORY!

CENTENNIAL MEDALS AND DIPLOMA

MERIDEN BRITANNIA Co.,

No. 550 Broadway, N. Y.,

FOR "SUPERIOR"

AWARDED TO THE

ense, viz.: TWO MEDALS OF HONOR and TWO DIPLA pense, viz.: TWO MEDALS OF HONOR and TWO DIPLO.
MAS OF MERIT, being incontestably the highest honors be
stowed upon any piano display at the Centennial Exhibition,
no other piano exhibitor having received more than one Model
and one Diploma. To the Messra. STEINWAY only has been
corded, by the unanimous verdict of the Judges. "the higher
degree of excellence in all their styles," as shown by the following official report on the STEINWAY exhibit of Grand, Square,
and Unright Planus viz. some fine sets recently made to

and Upright Pianos, viz.:

"For greatest concert capacity in Grand pianos, as also highest degree of excellence in all their styles of pianos, viz.: Largest volume, purity and duration of tone, and extraordinary corre-ing capacity, with precision and durability of mechanism; also, noted disposition of the strings, and construction and bracing of the metal frame."

After this the report minutely describes and inderses the six principal and most valuable of STEINWAY'S patented investions, which have made "THE STEINWAY"

The Standard Pianos of the World.

The Standard Pianos of the World.

STERNWAY & SONS, being the only piano-makers who manufacture "every portion" of the instrument, including all the metal parts, were honored with an additional Medal and Diploma of Merit for "the surpassing excellence" of their Machinery Hall exhibit, upon the following unanimous official report of the same judges:

"These articles of composite metal show the highest perfection of finish and soprkmanship and the greatest firmness and uniformity of metal structure, a steel-like and sounding quality, with a tensile strength exceeding 5,000 lbs. per square centimeter, as demonstrated by actual tests. The full metal frames of cupols shape, possess an unequaled degree of resistance, permitting a vastly increased tension of strings without the slighant danger of break or crack in said metal frames, thereby considerably increasing the vibratory power, and augmenting the lasting

ably increasing the vibratory power, and augmenting the lasting qualities of their instruments."
FIRST GOLD MEDAL OF HONOR, PARIS, 1867.

FIRST PRIZE MEDAL, LONDON EXHIBITION, 1865 EVERY PIANO WARRANTED FOR FIVE YEARS. [ Illustrated Catalogues mailed free on appl Steinway & Sons' Warerooms, STEINWAY HALL,

Nos. 109 and 111 East Fourteenth-st., New-York.

HEADQUARTERS NEW-YORK CITY.

New-York, from its size, superior situation, and its adva-tages in the way of frequent communication with all parts of the country and civilized world, is HEADQUARTERS by almost everything produced in America. Manufacturers is every part of the United States have their depots and agencies here, and buyers can frequently save money by dealing with the right house. The following houses are the most prominent in their re spective lines, and do the largest business of any in this con

try-in abort, are HEADQUARTERS: GROCERIES and PROVISIONS, H. K. & F. B. THURBER & Co., West Broadway, Reade, and Hudson-sta

SOAPS and PERFUMERY, COLGATE & Co., No. 55 John 41. FINE CABINET FURNITURE.

Medieval and Eastlake Designs a Specialty,
L. P. TUCKER (late Edw. W. Baxter & Co., 684 Broadway.
FLAX THREADS for HAND and MACHINE SEWING,
BARBOUR BROTHERS,
No. 134 Churchet.

BUTTONS, BRASS, and PHOTO, MATERIALS, THE SCOVILL MANUFACTURING COMPANY, Nos. 419 and 421 Broomest

ROPE, CORDAGE, and OAKUM, WILLIAM WALL'S SONS, No. 113 Wall-st METALS, TIN PLATES, &c., PHELPS, DODGE & Co., Nos. 19 and 21 Chf. at

STARCH-DURYEA'S SATIN GLOSS STARCH.

IMPROVED CORN STARCH, and MAIZENA,
Nos. 29, 31, and 39 Park-place, corner Churchet.

IVORY, TORTOISE SHELL, and PEARL GOODS,
F. GROTE & Co.,
No. 114 East Fourteenthet. AMERICAN CLOCKS, ANSONIA BRASS AND COPPER COMPANY, No. 19 Clifet

MEN'S FURNISHING GOODS, SHIRTS, &c.—RETAIL,
E. A. NEWELL,
No. 727 Broadway, corner Waverley place.
HOUSE-FURNISHING GOODS,
HARDWARE, CHINA. GLASS, and SILVER,
Illus. Catalogues free. E. D. BASSFORD, Cooper Institute.
GAS FIXTURES and BRONZES,
ARCHER & PANCOAST MANUFACTURING COMPANY,
Nos. 68, 70, 72 Wooster; 67 Greene-st., above Broome-sk.

CUT NAILS and SPIKES, OXFORD IRON COMPANY, Nos. 81, 83, and 85 Washington st. VULCANIZED RUBBER,
NEW-YORK BULTING AND PACKING COMPANY,
J. H. CHERVER, Treasurer.
Nos. 37 and 38 Park-109

J. H. CHEVER, Treasurer.

COMMISSION MERCHANTS—BUTTER and CHEESE,
GEO, S. HART & HOWELL,
Nos. 33, 35, and 38 Pearl at, and 22 and 24 Bridges.

CARPETS and OLICLOTHS.
Agents for the English Linoleum.
J. & J. W. CROSSLEY, 320 and 322 Breadway. SALT and FISH; also STORAGE, J. P. & G. C. ROBINSON, No. 14 Coenties-slip and No. 44 Frontst.

## PIANO-FORTES

I shall take every opportunity to recommend and proise your instruments. For the last six years your Pianos have been my choice for the Concert-room and my own

Your Uprights are extraord (nary instruments and deserve their great success. and deserve their great success.

I have used the Pinnes of every celebrated maker, but give yours the preference over all.

S. Your Pianes astonish me. I have never in seen any Pianes which equal your.

Madame Paresa called your Piane the finesh in the United States. I fully undersa the opinion. They have no literal suspenses.

Prices Reasonable. Terms Easy.

WAREROOMS: STRAUSS.

Fifth-ave., corner Sixteenth-st., N. I.

F. B. Nicol & Co.,

CORNER 684 BROADWAL

GILT MANTEL SETS. Bronzes, Clocks,

PATTI.

Plated Ware, CHINESE DINNER SETS,

PARIAN AND OTHER FANCY GOODS, HALF THE USUAL PRICES.



